HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1466 of 2001 (SS)

(Old No. 48666 of 1999)

1. V.K. Singh son of Sri Balwant Singh Shastri, Assistant Librarian, G.B. Pant University of agriculture and Technology, Pantnagar
2. S.N. Shukla son of Sri R.N. Shukla Assistant Librarian G.B. Pant University of agriculture and Technology, Pantnagar
3. R.P. Singh Assistant Librarian, G.B. Pant University of agriculture and Technology, Pantnagar

..... Petitioners

versus

Vice Chancellor, G.B. Pant University of agriculture and Technology, Pantnagar ..... Respondent

Sri Udhyog Shukla, Advocate for the petitioners

Sri R. Dobhal, Advocate for the respondent.

Dated: 22.08.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Udhyog Shukla counsel for the petitioners and Sri Rajendra Dobhal counsel for the respondent.

By the present writ petition the petitioners have prayed for a writ of certiorari quashing the order dated 16.10.1999 passed by the respondent.

Briefly stated according to the petitioners they were initially appointed in the G.B. Pant University of agriculture and Technology Pantnagar, as Technical Assistant in the year 1965, 1973 and 1981 respectively. The University adopted the U.G.C.

pay scale amongst other for Technical Assistants by an order of Comptroller dated 26.12.1966. In pursuance of the decision of the Comptroller of the university dated 26.12.1966, the University continued to grant U.G.C. Pay scales to the Technical Assistants including the petitioners, as and when the U.G.C. put forth its recommendations for revision of pay scales. Revised pay scale of 700-1600 was sanctioned to the petitioners w.e.f. 1.4.1980 by the Comptroller by his order dated 29.4.1988.

The petitioners have alleged that they have not been paid the arrears of salary, after fixing their salary in the revised pay scale of 700-1600 till date inspite of the resolution of the Board of Management date 8.11.1996. Thereafter the pay scale of 2200-4000 was sanctioned to the petitioners w.e.f. 1.1.1986 but further arrears of revised pay has not been paid to them.

According to the petitioners the U.G.C. has imposed certain conditions for grant of senior pay scales and the petitioners fulfil all these conditions. The petitioners moved a number of representations but their representations have not been decided as yet.

The counsel for the respondent has filed copy of the G.O. dated 26th May 2005 and on the basis of the same establishment order dated 30th May 2005 issued by the University and has submitted that the case of the petitioners will be decided on the basis of said Government order and the establishment order.

In view of above, the respondent is directed to decide the pay scales of the petitioners on the basis of G.O. dated 26th May 2005 and University Establishment order dated 30th May 2005, within three months after the receipt of the certified copy of this order.

Accordingly, writ petition is disposed of. No order as to costs.

Dated: 22.8.2006 **Rajesh Tandon, J.**

*Dhyani